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EXTRAORDINARY

PART II—Section 1

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MINISTRY OF LAW

New Delhi, the 21st June, 1955

THE INDUSTRIAL DISPUTES (APPELLATE TRIBUNAL) AMENDMENT ORDINANCE, 1955

No. 3 OF 1955

Promulgated by the President in the Sixth Year of the Republic of India.

An Ordinance to amend the Industrial Disputes (Appellate Tribunal) Act, 1950.

WHEREAS Parliament is not in session and the President is satisfied that circumstances exist which render it necessary for him to take immediate action;

NOW, THEREFORE, in exercise of the powers conferred by clause (1) of article 123 of the Constitution, the President is pleased to promulgate the following Ordinance:—

1. (1) This Ordinance may be called the Industrial Disputes (Appellate Tribunal) Amendment Ordinance, 1955.

Short title
and com-
mencement.

(2) It shall come into force at once.

2. During the period of operation of this Ordinance, the Industrial Disputes (Appellate Tribunal) Act, 1950, shall have effect as if after section 23, the following sections had been inserted, namely:—

Insertion of
new sections
23A and 23B
in Act
XLVIII of
1950.

"23A. Notwithstanding anything contained in section 8, the Chairman or any other member specially authorised in this behalf by the Chairman may sitting singly dispose of any proceeding pending before the Appellate Tribunal under section 22 or section 23 and may, in the disposal of such proceeding, exercise all or any of the powers of the Appellate Tribunal.

Disposal of
certain pro-
ceedings by
a member
sitting sing-
ly.

power to
transfer cer-
tain proceed-
ings.

23B. (1) Notwithstanding anything contained in this Act, the Chairman may, by general or special order in writing, transfer any proceeding pending before the Appellate Tribunal under section 22 or section 23 to any of the industrial tribunals specified in this behalf by the Central Government for disposal of the proceeding, and the industrial tribunal to which the proceeding is so transferred may, subject to any special directions in the order of transfer, proceed either *de novo* or from the stage at which it was transferred, and shall dispose of the proceeding as if it were a proceeding under section 33 or, as the case may be, section 33A of the Industrial Disputes Act, 1947 and the provisions of that Act shall apply accordingly. XIV of 1947

(2) Notwithstanding anything contained in section 7, no appeal shall lie to the Appellate Tribunal from any order or award of an industrial tribunal made in any proceeding transferred to it under the provisions of sub-section (1)."

RAJENDRA PRASAD,

President.

K. Y. BHANDARKAR,

Secy. to the Govt. of India.